

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of

Inventors: Hiroaki SUDO

Art Unit 2617

Appln. No.: 10/500,721

Exr. C. Brandt

Filed: July 6, 2004

Conf. No. 6718

For: CODE DIVISION MULTIPLE ACCESS TRANSMITTING APPARATUS HAVING
PLURAL SPREADING SECTIONS THAT PERFORM SPREADING PROCESSING
SEPARATELY FOR A RETRANSMISSION SIGNAL USING DIFFERENT
SPREADING CODES

RESPONSE TO NOTICE OF NON-COMPLIANT APPEAL BRIEF DATED MARCH 13, 2009

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

The Applicant respectfully traverses the erroneous Notice of Non-Compliant Appeal Brief dated March 13, 2009 and requests reconsideration and withdrawal thereof.

The above points were discussed with Legal Instruments Supervisor Sharmalla Coates on April 13, 2009, who agreed that the notice was improper and indicated that the Notice would be withdrawn.

Withdrawal of the Notice is therefore respectfully requested.

Respectfully submitted,

/James Edward Ledbetter/

Date: April 13, 2009
JEL/jcw

James E. Ledbetter
Registration No. 28,732

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